

**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA**

ROBERT TAMBASCO and LORI
TAMBASCO,

Plaintiffs,

v.

UNITED STATES DEPARTMENT
OF ARMY, , *et al.*,

Defendants.

NO. 3:17-CV-1857

(JUDGE CAPUTO)

ORDER

NOW, this 8th day of March, 2018, **IT IS HEREBY ORDERED** that:

- (1) The Motion to Dismiss (Doc. 6) is **GRANTED**.
- (2) Defendants United States Department of Army, Tobyhanna Army Depot Police Department, and Claus D. Hensley are **DISMISSED** from the action.
- (3) The United States of America is substituted as the sole Defendant in this action.
- (4) Lori Tambasco's loss of consortium claim is **DISMISSED with prejudice**.
- (5) The United States of America is directed to answer or respond to Plaintiff's Complaint within **twenty-one (21) days** from the date of entry of this Order.
- (6) The Clerk of Court is directed to amend the caption as follows: Robert Tambasco, Plaintiff v. United States of America, Defendant.

/s/ A. Richard Caputo

A. Richard Caputo
United States District Judge